

**Appropriation from the Harbors and Watercraft Revolving Fund for Davis-Dolwig**

**Section 11913.1 of the Water Code is added to read:**

11913.1(a) There is hereby created in the California Water Resources Development Bond Fund, the Davis-Dolwig Account.

(b) It is the intent of the Legislature to appropriate funds sufficient to cover the recreation and fish and wildlife enhancement costs pursuant to Section 11912 subject to Legislative review and approval. For the purposes of carrying out the provisions of this Chapter, \$7,500,000 is hereby annually appropriated, without regard to fiscal year, from the Harbors and Water Revolving Fund [Chapter 4 (commencing with Section 85) of Division 1 of the Harbors and Navigation Code] to the department for the costs of State Water Resources Development System (as defined in Section 12931) facility operations, maintenance and capital costs attributable to recreation and fish and wildlife enhancement as provided for in Section 11914. The funds appropriated shall be deposited in the Account created in subdivision (a). The \$7,500,000 shall be eligible for future adjustment by the Legislature in accordance with an appropriate water and power utility cost index submitted by the department and approved by Legislature that reflects changes in costs experienced or likely to be experienced by the department for operation and maintenance and capital costs of the State Water Project.

(c) Notwithstanding subdivision (b), any amount in the Account in excess of \$20,000,000 on June 30 of any fiscal year shall be deposited into the Harbors and Watercraft Revolving Fund.

(d) \$2,500,000 is hereby annually appropriated from the Harbors and Watercraft Revolving Fund to the department for deposit in the Account for the payment of past State recreation and fish and wildlife enhancement obligations incurred under this Part as of December 31, 2011. For any fiscal year in which Director of Finance determines no past State obligation exists, this appropriation shall be suspended.

(e) The Department of Water Resources shall provide as part of the annual Governor's Budget process, detail of the Account balance and expenditures from the Account.

(f) Any funding for recreation and fish and wildlife enhancements in connection with state water projects that exceeds funding provided pursuant to subdivision (b) may be provided upon appropriation by the Legislature.

(g) The funds made available to the department pursuant to subdivision (b) and (f) shall fulfill the legislative intent of this chapter to provide funds for fish and wildlife enhancements and recreation.

(h) Any obligation incurred for recreation and fish and wildlife enhancements separate from of available funding in the Davis-Dolwig Account and any additional funding that may be appropriated by the Legislature for this purpose is not a state obligations and may or may not be reimbursed by the state.

(i) Notwithstanding any other provision of law, the Controller may use the funds in the Davis-Dolwig Account for cash flow loans to the General Fund as provided in Sections 16310 and 16381 of the Government Code.